

## FRISHAUF, HOLTZ, GOODMAN &amp; CHICK, P.C.

ATTORNEYS AT LAW

767 THIRD AVENUE, NEW YORK, N.Y. 10017-2023

LEONARD HOLTZ  
HERBERT GOODMAN  
MARSHALL J. CHICK  
RICHARD S. BARTH  
DOUGLAS HOLTZ  
ROBERT P. MICHAL  
BRIAN ROTTE

RECEIVED  
CENTRAL FAX CENTER  
MAY 09 2005

TELEPHONE: (212) 319-4900  
FACSIMILE: (212) 319-5101

OF COUNSEL:  
STEPHEN H. FRISHAUF  
RICHARD M. GOLDBERG

May 9, 2005

E-MAIL: BARTH@FHGC-LAW.COM

FACSIMILE COVER SHEET - 1-703-872-9306  
- 1-571-273-0790  
- 1-571-273-8300

Total Transmission: 15 pages

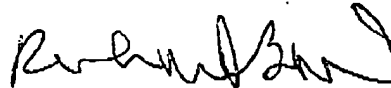
TO : EXAMINER J. TUNG; ART UNIT: 1637  
FROM : RICHARD S. BARTH  
RE : OUR DOCKET NO.: 990360/HG  
S.N. : 09/325,189

RECEIVED  
MAY 19 2005  
OIPF/JCWS

Pursuant to our telephone conversation of even date, wherein you informed us that the AMENDMENT UNDER 37 CFR 1.111 dated January 10, 2005 appears in the USPTO Pair System as having been received by the USPTO; however, the AMENDMENT UNDER 37 CFR 1.111 dated January 10, 2005 has not yet been scanned into the USPTO Pair system.

For the convenience of the Examiner, transmitted herewith is a copy of (i) the AMENDMENT UNDER 37 CFR 1.111 dated January 10, 2005, (ii) the PETITION FOR EXTENSION OF TIME dated January 10, 2005 and (iii) our canceled check no. 95669 dated January 10, 2005 in the amount of \$1,020, which check accompanied the PETITION FOR EXTENSION OF TIME.

Respectfully submitted,



Richard S. Barth

RSB/ddf  
Encs.

RECEIVED  
CENTRAL FAX CENTER

MAY 09 2005

IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Serial No. : 09/325,189  
Applicant : Masataka KINJO  
Filed : June 3, 1999  
For : METHOD OF ANALYZING  
A TARGET NUCLEIC ACID  
Art Unit : 1637  
Examiner : J. Tung  
Docket No. : 990360/HG  
Customer No.: 01933  
Confirmation No.: 2516

AMENDMENT UNDER 37 CFR 1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

MAIL STOP AMENDMENT

S I R :

Responsive to the-Office Action mailed July 13, 2004, the term for response to which is extended three months by a PETITION FOR EXTENSION OF TIME filed concomitantly herewith to expire on January 13, 2005, please amend the above-identified patent application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

CERTIFICATE OF MAILING  
I hereby certify this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
MAIL STOP AMENDMENT  
Commissioner for Patents,  
P.O. Box 1450  
Alexandria, VA 22313-1450  
on the date noted below.

*Richard S. Barth*  
Attorney: Richard S. Barth

Dated: January 10, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to account No. 06-1378.

COPY

COPY